

VOTE SHEET

FEBRUARY 3, 1998

RE: DOCKET NO. 971399-TP - Petition of BellSouth Telecommunications, Inc. to lift marketing restrictions imposed by Order PSC-96-1569-FOF-TP.

Issue 1: Should the Commission grant the Florida Competitive Carriers Association, MCI Telecommunications Corporation, and AT&T Communications of the Southern States' joint motion to dismiss the petition of BellSouth Telecommunications, Inc. to lift marketing restrictions imposed by Order No. PSC-96-1569-FOF-TP?

Recommendation: No. Considering the facts alleged as true and in the light most favorable to BellSouth, the Commission should deny the Joint Complainants' motion to dismiss.






APPROVED

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

	_____
	_____
	_____
	_____
	_____

REMARKS/DISSENTING COMMENTS:

COMMISSIONER GARCIA PARTICIPATED IN THE VOTE VIA VIDEO TELECONFERENCE. IN HIS VOTE, HE: AGREED WITH THE MAJORITY / DISSENTED. COMMISSIONER GARCIA WILL SIGN THE ORIGINAL VOTE SHEET UPON HIS RETURN TO TALLAHASSEE.

DOCUMENT NUMBER - DATE

01763 FEB-4-98

FPC RECORDS/REPORTING

VOTE SHEET

FEBRUARY 3, 1998

DOCKET NO. 971399-TP - Petition of BellSouth Telecommunications, Inc. to lift marketing restrictions imposed by Order PSC-96-1569-FOF-TP.

(Continued from previous page)

Issue 2: Should the Commission grant BellSouth's Petition to lift the marketing restrictions imposed by Order No. PSC-96-1569-FOF-TP?

Recommendation: Yes. The Commission should grant BellSouth's petition to lift the marketing restrictions imposed by Order No. PSC-96-1569-FOF-TP.

DENIED

See Issue 3.

Issue 3: Should this docket be closed?

Recommendation: Yes. If the Commission approves staff's recommendation in Issue 1 and denies the motion to dismiss, this docket should be closed unless a person whose substantial interests are affected by the Commission's decision in Issue 2 files a protest within 21 days of issuance of the Commission's proposed agency action Order. If the Commission denies staff's recommendation in Issue 1 and grants the motion to dismiss, this docket should be closed.

DENIED

on their own motion, the Commissioners voted to go directly to hearing on the substantive issues in this docket.

Additionally, the Commissioners voted to approve oral argument on Issues 1 and 2, with each party allowed eight minutes for presentation of argument.